

**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

BACHMAN SERVICES, INC.,)	
)	
Plaintiffs,)	
)	
vs.)	Case No. CJ-2014-4170
)	Judge Roger H. Stuart
TOYOTA MATERIAL HANDLING, U.S.A.,)	
INC.; TOYOTA INDUSTRIAL EQUIPMENT)	
MANUFACTURING, INC.; and)	
WESTQUIP, INC.,)	
)	
Defendants.)	

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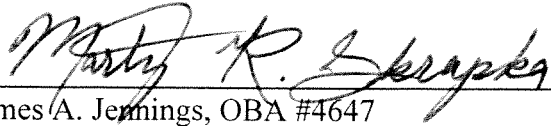
TO: U.S. ENVIRONMENTAL PROTECTION AGENCY
1645 S. 101 East Avenue, Room 134
Tulsa, OK 74128-4629

GREETINGS - YOU ARE HEREBY COMMANDED to produce and permit for inspection and copying, the documents described on "Exhibit A" attached hereto. Such documents shall be produced on **Friday, September 12, 2014**, at the offices of Jennings Teague, P.C., which are located at 204 N. Robinson Avenue, Suite 1000, Oklahoma City, OK 73102.

You are hereby notified that pursuant to 12 O.S.2011 § 2004.1(C)(2)(a), you are not required to appear in person at the place of production. You may produce copies of the documents requested by first class mail on or before the date of production. Failure by any person without adequate excuse to obey any subpoena served upon him may be deemed in contempt of the court from which the subpoena was issued. *See* 12. O.S.2011 § 2004.1(E).

In order to allow objections to the production of documents and things to be filed, you should not produce them until the date specified in this subpoena, and if an objection is filed, until the court rules on the objection. *See* 12 O.S.2011 § 2004.1(B)(1).

Issued this 27th day of August, 2014.



James A. Jennings, OBA #4647

Marty R. Skrapka, OBA #21817

Haylie D. Treas, OBA #30275

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ATTORNEYS FOR DEFENDANTS

TOYOTA MATERIAL HANDLING, U.S.A., INC.

and TOYOTA INDUSTRIAL EQUIPMENT

MANUFACTURING, INC.

“EXHIBIT A”

All file materials maintained by the U.S. Environmental Protection Agency relating to the environmental cleanup of Bachman Services, Inc.’s plant located at 2220 S. Prospect Avenue in Oklahoma City, Oklahoma, following a fire that occurred on July 24, 2012, and/or related to the environmental cleanup of the area around the Oklahoma River following said fire. The produced documents should include, but not be limited to:

- (1) A copy of any records maintained by the Regional Office for Region 6 concerning the referenced fire and/or cleanup;
- (2) A copy of any record indicating the chronology of events related to the cleanup effort;
- (3) A copy of any comprehensive report related to the cleanup effort;
- (4) A copy of any billing records (*e.g.*, estimates, invoices, receipts of payment);
- (5) A copy of any records related to fines or penalties;
- (6) A copy of any maps or diagrams of the cleanup area;
- (7) A copy of any notes from safety meetings maintained by U.S. EPA employees, including Jhana Enders;
- (8) A copy of any field worksheets or field notes maintained by U.S. EPA employees, including Jhana Enders;
- (9) A color and/or digital copy of any photographs;
- (10) A copy of any records obtained from Environmental Cleanup Inc., Enviro-Clean Services LLC, Miller Environmental Transfer LLC, Boomer Environmental LLC, Baker Corp, ADG Inc., Cardinal Engineering Inc., the City of Oklahoma City’s Storm Water Quality Division, the City of Oklahoma City’s Streets Division, the Oklahoma County Local Emergency Planning Commission, the Oklahoma Department of Environmental Quality, the Oklahoma Department of Transportation, or any other entity or governmental agency;
- (11) A copy of any records produced or given to Environmental Cleanup Inc., Enviro-Clean Services LLC, Miller Environmental Transfer LLC, Boomer Environmental LLC, Baker Corp, ADG Inc., Cardinal Engineering Inc., the City of Oklahoma City’s Storm Water Quality Division, the City of Oklahoma City’s Streets

Division, the Oklahoma County Local Emergency Planning Commission, the Oklahoma Department of Environmental Quality, the Oklahoma Department of Transportation, or any other entity or governmental agency;

- (12) A copy of any records related to sampling or testing (e.g., chain of custody records, sample receipt forms, quality control reports, analytical reports, lab results, analysis profiles);
- (13) A copy of any correspondence (e.g., letters, facsimiles, and e-mails) maintained by U.S. EPA employees, including Jhana Enders;
- (14) A copy of any records indicating what equipment and materials were used; and
- (15) A copy of any records indicating which employees worked on this project and indicating when each employee worked on this project.